

## Message Text

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ORIGIN EB-07

INFO OCT-01 EUR-12 IO-10 ISO-00 FEA-01 AGR-05 CEA-01

CIAE-00 COME-00 DODE-00 FRB-03 H-01 INR-07 INT-05

L-02 LAB-04 NSAE-00 NSC-05 PA-01 RSC-01 AID-05

CIEP-01 SS-15 STR-01 TAR-01 TRSE-00 USIA-06 PRS-01

SP-02 OMB-01 /099 R

DRAFTED BY EB/OT/STA:ECONSTABLE:CLJ

APPROVED BY EB/OT/STA:WCLARK,JR.

TREAS:RSELF

EUR/RPE:JMCCARTHY

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P R 062227Z FEB 75

FM SECSTATE WASHDC

TO AMEMBASSY LONDON PRIORITY

INFO USMISSION EC BRUSSELS

AMEMBASSY BRUSSELS

AMEMBASSY ROME

AMEMBASSY PARIS

AMEMBASSY BONN

AMEMBASSY DUBLIN

AMEMBASSY COPENHAGEN

AMEMBASSY THE HAGUE

AMEMBASSY LUXEMBOURG

USMISSION OECD PARIS

USMISSION GENEVA

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E.O. 11652:N/A

TAGS:ETRD, EC

SUBJECT:COUNTERVAILING DUTIES--FLOAT GLASS, STEEL

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REF: LONDON 1591

1. IN REPLYING TO SPECIFIC QUESTIONS PARA. 2 REFTEL,  
EMBASSY MAY DRAW ON FOLLOWING INFORMATION:

2. DATE THAT COUNTERVAILING DUTIES WOULD COME INTO FORCE:  
A TENTATIVE DETERMINATION IN FLOAT GLASS AND STEEL CASES  
MUST BE MADE NO LATER THAN JULY 4, 1975, BUT COULD CONCEIV-  
ABLY BE MADE EARLIER. IF TENTATIVE DETERMINATION FINDS  
EXISTENCE OF BOUNTIES OR GRANTS, TREASURY WOULD HAVE UP TO  
SIX MONTHS TO REACH A FINAL DETERMINATION AND, IF AFFIRMA-  
TIVE, DUTIES WOULD BE ASSESSED AT THE TIME OF PUBLICATION  
OF THE FINAL DETERMINATION.

3. RETROACTIVE ASSESSMENT OF DUTIES: ASSUMING A BOUNTY OR  
GRANT IS FOUND, DUTIES WOULD BE ASSESSED ON ANY PAYMENTSMade  
AFTER FINAL DETERMINATION. IN SOME INSTANCES, THESE COULD  
BE PAYMENTS EMANATING FROM A BESTOWAL APPROVED IN PREVIOUS  
YEARS.

4. VAT REMISSION AND ECGD ACTIVITIES: A DECISION HAS  
NOT BEEN MADE AS TO THE APPLICABILITY OF VAT REMISSION  
AND ECGD ACTIVITIES TO THE COUNTERVAILING DUTY LAW.

5. IF EMBASSY WISHES TO RESPOND TO POINTS MADE BY DOT ON  
REGIONAL INCENTIVES, THE FOLLOWING MAY BE HELPFUL:  
TREASURY FINDS COUNTERVAILING DUTY LAW CLEARLY APPLICABLE  
TO CERTAIN ASSISTANCE PROGRAMS SUCH AS THOSE ALLEGED IN  
FLOAT GLASS COMPLAINT. COMPLAINT BY ITSELF DOES NOT  
ESTABLISH THAT SUCH FORMS OF ASSISTANCE ARE COUNTERVAIL-  
ABLE, BUT RAISES QUESTION IN FORM WHICH WARRANTS INVESTI-  
GATION. TREASURY IN PAST HAS COUNTERVAILED SUBSIDY  
PROGRAMS WHICH WERE NOT DESIGNED AS EXPORT PROMOTION  
DEVICES (CANADIAN MICHELIN CASE). LANGUAGE OF COUNTER-  
VAILING DUTY LAW REQUIRES THAT TREASURY TAKE INTO ACCOUNT  
THE EFFECT AS WELL AS INTENT OF ANY ASSISTANCE PROGRAMS.  
KEY FACTOR WILL BE EXTENT TO WHICH BENEFICIARIES ARE  
ENGAGED IN EXPORT. KISSINGER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** STEEL, COUNTERVAILING DUTIES, GLASS, FOREIGN ASSISTANCE  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 06 FEB 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** MorefiRH  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975STATE027727  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** ECONSTABLE:CLJ  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D750044-0721  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1975/newtext/t19750265/aaaacglh.tel  
**Line Count:** 98  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN EB  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 75 LONDON 1591  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** MorefiRH  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 14 APR 2003  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <14 APR 2003 by KelleyW0>; APPROVED <19 MAY 2003 by MorefiRH>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
05 JUL 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** COUNTERVAILING DUTIES--FLOAT GLASS, STEEL LIMITED OFFICIAL USE  
**TAGS:** ETRD, EC  
**To:** LONDON  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006